

DEPARTMENT OF FOOD AND AGRICULTURE

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June 29, 2004

STZ-04-005

TO: WHOM IT MAY CONCERN

The following regulations were filed with the Secretary of State on June 25, 2004 and became effective upon filing.

**DEPARTMENT OF FOOD AND AGRICULTURE
PROPOSED CHANGES IN THE REGULATIONS**

Title 3. California Code of Regulations
Article 4. Containers
Article 28. Melons, Other Than Cantaloupes

1380.19. Standard Containers.

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	<i>Inside Description in Inches</i>		
	<i>Depth</i>	<i>Width</i>	<i>Length</i>
(p) Melons			
44H	6 3/4 to 8 3/4	16	22 1/8
44I	7 3/4	14	22 1/8
44J	5 3/4	14 1/2	22 1/8
44K	6 1/2 to 8 3/4	15 1/4	17
44L	7	12 1/4	18 7/8
44M	36	38	46
44N	7	15 3/8	15 1/2
44Q	7 1/4 to 8 3/4 (inside)	13 1/8 to 16 (outside)	19 5/8 to 19 3/4 (outside)

Specific packing conditions are listed in article 28 of this group.

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NOTE: Authority cited: Sections 407 and 42682, Food and Agricultural Code.
Reference: Section 42941, Food and Agricultural Code.

1442.7. Standard Containers, Melons.

(a) Except as otherwise provided in this section, all melons shall be packed in standard container numbers 44H, 44I, 44J, 44K, 44L, 44N, or 44Q.

(b) Honeyball Melons. In addition to the containers listed in Subsection (a), honeyball melons may be packed in standard container number 41.

(c) Exceptions. This Section does not apply to any of the following:

(1) Cantaloupes.

(2) Crane melons which are shipped intrastate.

(3) Watermelons.

(4) Melons which are in a retail establishment in possession of a retailer for the purpose of resale directly to consumers.

(5) Melons which are sold by a producer regularly engaged in the production of melons directly to consumers on the premises where the melons are produced or at a retail stand which is operated by such producer near the point of production. Such retail stand shall not be outside of the county in which the melons were produced.

(6) Casabas which are shipped intrastate, or when placed loose in container 44M and shipped to the states of Nevada, Oregon, Utah or Washington, or British Columbia, Canada. The shipper or person in possession of casabas which are placed in container 44M and which are intended to be transported out of this state shall, upon request of an enforcing officer, furnish receipts or other evidence as may be reasonably required to show that the conditions of this Section are being met.

NOTE: Authority cited: Sections 407 and 42682, Food and Agricultural Code.
Reference: Section 42941, Food and Agricultural Code.

Sincerely,

Rick S. Jensen, Chief
Inspection and Compliance Branch
Inspection Services

RJ/sd

cc: S. Mauch
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